

JC518 U.S. PTO
08/23/99

Patent
Attorney's Docket No. 016800-318

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING CONTINUATION/DIVISIONAL
APPLICATION UNDER 37 C.F.R. § 1.53(b)

Jc518 U.S. PTO
09/379308
08/23/99

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a [] continuation [X] divisional application under 37 C.F.R. § 1.53(b) of pending Application No. 08/930,796 filed on November 24, 1997, for HETEROCYCLIC BIARYL COMPOUNDS, PHARMACEUTICAL AND COSMETIC COMPOSITIONS CONTAINING THEM AND USES THEREOF, by the following named inventor(s):

- (a) Full Name Philippe DIAZ
- (b) Full Name Bruno CHARPENTIER
- (c) Full Name _____

[X] The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

[] This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application.

- (a) Full Name _____
- (b) Full Name _____
- (c) Full Name _____

1. [X] Enclosed is a copy of the prior Application No. 08/930,796 as originally filed on November 24, 1997, including copies of the specification, claims, drawings and the executed oath or declaration as filed.
2. [] Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.

3. ☐ _____ statement(s) claiming small entity status ☐ are enclosed ☐ were filed in prior Application No. __, filed on __.
4. ☒ The filing fee is calculated below ☒ and in accordance with the enclosed preliminary amendment:

CLAIMS					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$760.00
Total Claims	10	MINUS 20 =	0	x \$18.00 =	0.00
Independent Claims	1	MINUS 3 =	0	x \$78.00 =	0.00
If multiple dependent claims are presented, add \$260.00					0.00
Total Application Fee					760.00
If small entity status is claimed, subtract 50% of Total Application Fee					0.00
Add Assignment Recording Fee of \$40.00 if Assignment document is enclosed					0.00
TOTAL APPLICATION FEE DUE					760.00

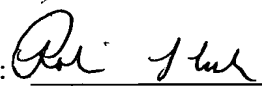
5. ☐ Charge \$ _____ to Deposit Account No. 02-4800 for the fee due.
6. ☒ A check in the amount of \$ 760.00 is enclosed for the fee due.
7. ☒ The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in triplicate.
8. ☒ Cancel in this application original claims 2-27 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
9. ☒ Amend the specification by inserting before the first line the sentence: --This application is a ☐ continuation, ☒ divisional, of Application No. 08/930,796, filed November 24, 1997; which in turn is a 371 of Application No. PCT/FR97/00217, filed February 4, 1997.--
10. ☐ Transfer the drawings from the pending prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate of this paper is

enclosed for filing in the prior application file. (May only be used if signed by person authorized under 37 C.F.R. § 1.138 and before payment of issue fee.)

11. ☐ New drawings are enclosed.
12. ☒ Priority of Application No. 96/01424 filed on February 6, 1996 in France (country) is claimed under 35 U.S.C. § 119.
- ☒ The certified copy of the priority application
☐ is enclosed
☒ was filed in prior Application No. PCT/FR97/00217, filed on February 4, 1997.
☐ has not yet been filed.
13. ☒ A preliminary amendment is enclosed.
14. ☒ The Assignee of record is Centre International de Recherches Dermatologiques Garlderma.
15. ☒ Also enclosed Request for Listing of References Considered by Examiner.
16. ☒ The power of attorney in the prior application is to Norman H. Stepno.
- a. ☒ The power appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☒ Recognize as Associate Attorney Robin L. Teskin, Reg. No. 35,030.
- d. ☒ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

Norman H. Stepno
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404

August 23, 1999
Date

By: 
Robin L. Teskin
Registration No. 35,030

ADDRESS OF
SIGNATOR:

BURNS, DOANE, SWECKER & MATHIS, L.L.P.
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☐ inventor(s)
☐ assignee of complete interest
☐ attorney or agent of record
☒ filed under 37 C.F.R. § 1.34(a)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Philippe DIAZ et al.) Group Art Unit: Unassigned
Application No.: Unassigned) Examiner: Unassigned
Filed: August 23, 1999)
For: HETEROCYCLIC BIARYL COMPOUNDS,)
PHARMACEUTICAL AND COSMETIC)
COMPOSITION CONTAINING THEM)
AND USES THEREOF)

1c518 U.S. PRO
09/379308
08/23/99

REQUEST FOR LISTING OF REFERENCES CONSIDERED BY EXAMINER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Attached are 1449 Forms listing the documents of record in copending Application Serial No. 08/930,796, filed November 24, 1997, and considered by the Examiner in accordance with M.P.E.P. 609. It is requested that these documents be listed on any patent issuing from the above-identified application, and that an Examiner initialed copy of the 1449 Forms be returned to the undersigned.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: Robin L. Teskin
Robin L. Teskin
Registration No. 35,030

P.O. Box 1404
Alexandria, Virginia 22313-1404
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Date: August 23, 1999